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7 Attorneys for Petitioner Michael J. Mulder

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

11 Michael J. Mulder,
12 Petitioner

Case No. 3:09-cv-00610-CDS-CSD

13 v.

STIPULATION AND ORDER

14 William Gittere, Warden, Ely State
Prison, et al.

DEATH PENALTY CASE

15 Respondents

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STIPULATION

Petitioner Michael Mulder, through counsel Heather Fraley, Assistant Federal Public Defender, and Respondent William Gittere, et al, through counsel Heather Procter, Chief Deputy Attorney General, hereby stipulate as follows:

- On June 6, 2023, counsel for Mr. Mulder filed a Motion for Appointment of Counsel in a 42 U.S.C. § 1983 Proceeding and for Appointment as Guardian Ad Litem. The motion references numerous exhibits. The exhibits that were supposed to be filed with the motion were inadvertently not filed.
 - Counsel for Mr. Mulder did not realize the error until June 20, 2023 when counsel for the State filed their Opposition to Mr. Mulder’s motion.
 - Concurrently with the instant stipulation, counsel for Mr. Mulder are filing a Notice of Corrected Document that attaches the missing exhibits and corrects the numbering for those exhibits.
 - In the interest of fairness and professionalism, counsel for Mr. Mulder agree that the State should have the opportunity to file a revised opposition to the motion for appointment of counsel.
 - Accordingly, the parties hereby stipulate and agree that Respondents should have until July 18, 2023 to file a Revised Opposition to Motion for Appointment of Counsel. The parties further agree that Mr. Mulder should

1 have two weeks from the date Respondents file their Revised Opposition to
2 file a Reply.

3 DATED this 20th day of June 2023

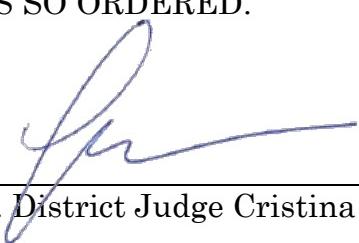
4 RENE L. VALLADARES
5 Federal Public Defender

6 /s/ Heather Fraley
7 HEATHER FRALEY
Assistant Federal Public Defender

AARON FORD
Nevada Attorney General

/s/ Heather Procter
HEATHER PROCTER
Chief Deputy Attorney General

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9 IT IS SO ORDERED.
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U.S. District Judge Cristina D. Silva

13 DATED June 21, 2023
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